

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANDRES C. HERNANDEZ,

Plaintiff,

v.

RICHARD WEISS,

Defendant.

No. 2:20-cv-01006-DJC-JDP (PC)

ORDER

Plaintiff, a former state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On July 31, 2023, the Magistrate Judge filed findings and recommendations herein which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within fourteen days. Plaintiff has filed objections to the findings and recommendations, and Defendant has filed a response.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this Court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, the Court finds the findings and recommendations to be supported by the record and by proper analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed July 31, 2023, are adopted in full;
2. Defendant's motion for summary judgment, ECF No. 47, is granted; and
3. The Clerk of Court is directed to close the case.

IT IS SO ORDERED.

Dated: September 13, 2023

  
Hon. Daniel J. Calabretta  
UNITED STATES DISTRICT JUDGE